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FORM

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Total Number of Pages in This Submission		Attorney Docket Number	4460
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ENCLOSURES (Check all that apply)			
<input type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Request for Continued Examination Comments of Applicant Accompanying IDS Prosecution History of Ser. No. 11/246,968 PTO Reply Postcard <b>Credit Card Payment</b>	<input type="checkbox"/> Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	ZIMMERMAN & CRONEN, LLP		
Signature			
Printed name	HARRIS ZIMMERMAN		
Date	01/30/2008	Reg. No.	16,437

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	JENNIFER L. LYNX	Date	01/30/2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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02-01-05

DPC/JRW

# In The United States Patent And Trademark Office

Applicant: Farah D. Morton      Examiner: Hewitt, James M.

Serial No. 10/716,247      Filed: 11/17/2003

For: Portable Infant Bed      Group Art Unit: 3679

Docket: 4460

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## RENEWED PETITION UNDER 37 C.F.R. §1.137(b)

### BACKGROUND

On October 23, 2007, applicant filed a petition to revive the above-identified application accompanied by an amendment to a final rejection letter to which responses had previously been made, but which did not *prima facie* place the application in condition for allowance. The amendment (also dated October 23, 2007) accompanying the petition to revive was believed to overcome the non-compliance problems with the previously submitted responses.

On December 21, 2007, the petition was dismissed. The dismissal states "copy mailed Dec. 21, 2007". However, the envelope in which the decision was sent, is postmarked December 31, 2007, and was received by the undersigned on January 2, 2008.

Attached to the dismissal decision was an advisory action signed by the primary examiner, James Hewitt, in which it was stated that the reply filed by applicant on October 23, 2007 (i.e., the amendment accompanying the petition to revive) failed to place the application in condition for allowance. The advisory action sets forth in substantial detail the basis for the examiner's decision which includes a failure to cure certain informalities. Some additional

claims, previously indicated as allowed, were rejected under the recapture rule.

Submitted with this renewed petition is a further amendment which is believed to overcome all of the examiner's objections to the previously submitted amendment by cancelling all of the claims which have been rejected on other than grounds of informalities, such as indentations or the like.

There is also submitted with this Renewed Petition Under 37 C.F.R. §1.137(b), a Request for Continued Examiner (RCE), and its required fee. An information disclosure statement is also submitted, which is believed appropriate under RCE proceedings. Included with the IDS are comments made by the undersigned counsel which may help explain the timing of the submission and its basis.

Any further fees required by this Renewed Petition and its enclosures may be charged to my account No. 26-0265 in the Patent Office.

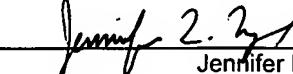
Respectfully submitted,

  
Harris Zimmerman  
Registration No. 16,437  
1330 Broadway, Suite 710  
Oakland, California 94612  
(510) 465-0828

Attorney for Applicant

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 30, 2008.

Date: January 30, 2008

  
Jennifer L. Lynx